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IN THE UNITED STATES BANKRUPTCY COURT

EASTERN DISTRICT OF CALIFORNIA

FRESNO DIVISION

In re

TULARE LOCAL HEALTHCARE
DISTRICT, dba TULARE
REGIONAL MEDICAL CENTER,

Debtor.

Tax ID #: 94-6002897
Address: 869 N. Cherry Street
Tulare, CA 93274

CASE NO. 17-13797

DC No. WW-41

Chapter 9

**AMENDED DEBTOR'S STATUS
REPORT ON MOTION FOR AUTHORITY
TO ENTER INTO TRANSACTION
INCLUDING BORROWING FUNDS,
SALES OF PERSONAL PROPERTY
AND PROVIDING SECURITY,
ASSUMPTION AND ASSIGNMENT OF
CONTRACTS AND LEASES AND FOR
AUTHORITY TO LEASE REAL
PROPERTY PURSUANT TO 11 U.S.C.
Sections 105, 362, 364, 365, 901 AND
922 (Amended to Correct the Title Only)**

Date: February 14, 2019

Time: 9:30 a.m.

Place: 2500 Tulare Street

Fresno, CA 93721

Courtroom 13

Judge: Honorable René Lastreto II

1 TO THE HONORABLE RENE LASTRÉTO II, UNITED STATES BANKRUPTCY
2 JUDGE:

3 TULARE LOCAL HEALTHCARE DISTRICT, dba TULARE REGIONAL MEDICAL
4 CENTER ("Debtor" or "District"), respectfully submits the following Status Report in
5 Advance of Hearing on Motion for Approval of Modification of Assigned Contracts for
6 Removal from List.

7 1. On July 20, 2018, the District filed its' Motion for Authority to Enter Into
8 Transaction Including Borrowing Funds, Sales of Personal Property and Providing
9 Security, Assumption and Assignment of Contracts and Leases and for Authority to
10 Lease Real Property Pursuant to 11 U.S.C. Sections 105, 362, 364, 901 and 922, as
11 well as certain declarations and exhibits in support thereof [Dkt. 603; WW-41]
12 (collectively, the "Transaction Motion").

13 2. Objections to the Transaction Motion were raised by Gelvez Pediatrics,
14 Heiskell Ranches, L.P., Celtic Commercial Finance (a division of MB Equipment Finance,
15 LLC), GE HFS, LLC, Wells Fargo Vendor Financial Services, LLC, Alcon Laboratories,
16 Cerner Corporation, Cerner Health Services, Inc., and Roche Diagnostics, all of which
17 objected to assumption without a cure.

18 3. The following objections have since been resolved:

- 19 • As to Heiskell Ranches, this court issued an Order authorizing the
20 assumption of the Real Property leases (Dkt. 891; WW-46).
- 21 • As to GE HFS, LLC, this court issued an Order approving the rejection of
22 the Master Lease Agreement and expressly authorized GE HFS, LLC to
23 take possession of their equipment (Dkt. 786; WW-47).
- 24 • As to Gelvez Pediatrics, this court issued an Order authorizing rejection of
25 this contract (Dkt. 823; WW-55).
- 26 • As to Wells Fargo Vendor Financial, this court issued an Order approving
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1 rejection of the leases and expressly authorized Wells Fargo Vendor
2 Financial to take possession of their equipment (Dkt. 939; WW-50).

- 3 • As to Celtic Commercial Finance (a division of MB Equipment Finance,
4 LLC), this court issued an Order approving the settlement agreement
5 between the Debtor and Celtic Commercial Finance (Dkt. 1025; WW-70).
6 • As to Cerner Corporation and Cerner Health Services, Inc. (collectively
7 known as "Cerner"), this court issued an Order approving rejection of the
8 various contracts and agreements between Cerner and the District
9 (Dkt.1047; WW-69).

10 4. Only the objections by Roche Diagnostics and Alcon Laboratories remain
11 unresolved. The current status of these unresolved objections are as follows:

- 12 • As to Roche Diagnostics, the hearing on this potentially rejected contract
13 has been continued to February 14, 2019 pursuant to the Stipulation and Court
14 Order dated January 28, 2019 (Dkt. 1049: WW-73).
15 • As to Alcon Laboratories, this lease has been determined to be non-
16 executory and therefore is no longer subject to the Transaction Motion. This is
17 pending removal from the proposed list of assumption and is set for hearing on
18 February 14, 2019 (Dkt. 1044; WW-41).

19 May the Court be so apprised.

20 Dated: February 8, 2019

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23 By: Riley C. Walter
24 Riley C. Walter,
25 Attorneys for the Debtor, Tulare Local
26 Healthcare District, dba Tulare Regional
27 Medical Center
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